

638.14 Disclosure of digital assets to conservator or guardian of a protected person.

1. After an opportunity for a hearing to all interested parties, the court may grant a conservator or guardian access to the digital assets of a protected person.

2. Unless otherwise ordered by the court or directed by the user, a custodian shall disclose to a conservator or guardian the catalogue of electronic communications sent or received by a protected person and any digital assets, other than the content of electronic communications, in which the protected person has a right or interest if the conservator or guardian gives the custodian all of the following:

a. A written request for disclosure in physical or electronic form.

b. A file-stamped copy of the court order that gives the conservator or guardian authority over the digital assets of the protected person.

c. If requested by the custodian, any of the following:

(1) A number, username, address, or other unique subscriber or account identifier assigned by the custodian to identify the account of the protected person.

(2) Evidence linking the account to the protected person.

3. If the conservatorship or guardianship is not limited, the conservator or guardian may request a custodian of the digital assets of the protected person to suspend or terminate an account of the protected person for good cause. A request made under [this section](#) must be accompanied by a file-stamped copy of the court order establishing the conservatorship or guardianship.

[2017 Acts, ch 79, §17](#); [2024 Acts, ch 1009, §94](#)

Referred to in [§638.16](#)

Section amended